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7 LIBERTY LIFE ASSURANCE COMPANY OF BOSTON

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9 UNITED STATES DISTRICT COURT
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11 NORTHERN DISTRICT OF CALIFORNIA

12 GENIE DIBBLE GILMAN, MICHELE
13 DAVENPORT,

14 Plaintiffs,

15 v
16 LIBERTY LIFE ASSURANCE
COMPANY OF BOSTON,

17 Defendant

18 CASE NO. C 05-04807 MJJ

19 STIPULATION AND [REDACTED] ORDER
20 (1) SEVERING CLAIMS BY MICHELE
DAVENPORT; (2) STRIKING CLAIMS BY
MICHELE DAVENPORT; AND (3)
DISMISSING CLAIMS BY MICHELE
DAVENPORT

21 IT IS HEREBY STIPULATED AND AGREED by plaintiffs, GENIE DIBBLE-
22 GILMAN and MICHELE DAVENPORT (hereinafter referred to as "DAVENPORT"), and
23 defendant, LIBERTY LIFE ASSURANCE COMPANY OF BOSTON (hereinafter referred to as
24 "LIBERTY"), by and through their attorneys of record, to the following:

25 DAVENPORT, and any and all claims alleged, and relief sought, by her against
LIBERTY in this action (including those alleged in Paragraphs 2, 9 through 13, and 26 through
37 of the Complaint on file herein), shall be and hereby are dismissed from this action with
prejudice

26 DAVENPORT and LIBERTY shall bear their own fees and costs.

27 DAVENPORT, and any and all claims alleged, and relief sought, by her against
LIBERTY in this action (including those alleged in Paragraphs 2, 9 through 13, and 26 through

28
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STIPULATION AND ORDER DISMISSING CLAIMS
BY PLAINTIFF MICHELE DAVENPORT
CASE NO. C 05-04807 MJJ

1 37 of the Complaint on file herein) shall be and hereby are severed from this action

2 Any and all claims alleged, and relief sought, by DAVENPORT against LIBERTY in this
3 action (including those alleged in Paragraphs 2, 9 through 13, and 26 through 37 of the Complaint
4 on file herein) shall be and hereby are stricken from the Complaint

5 IT IS SO STIPULATED.

6 Dated: September 20, 2006

LAW OFFICES OF JOHN M RIESTENBERG

By JOHN M. RIESTENBERG
Attorney for Plaintiffs, GENIE DIBBLE-
GILMAN and MICHELE DAVENPORT

Dated: September 3, 2006

ROBERT MAJESKI KOUN & BENTLEY

By PAMELA E. COGAN
ROBERT M. FORNI, JR.
Attorneys for Defendant, LIBERTY LIFE
ASSURANCE COMPANY OF BOSTON

ORDER

IT IS SO ORDERED.

Dated : 10/12/2006

James & Jenkins

The Honorable Martin J. Jenkins
UNITED STATES DISTRICT COURT JUDGE

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